



FAX TRANSMITTAL SHEET

Motorola, Inc.
Intellectual Property Section
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12 Number of Pages (Including this page)

Date: November 30, 2004

To: Examiner Ware, Cicely Q. - Group 2634

Location: United States Patent and Trademark Office

Fax No.: 703-872-9306

From: Lalita W. Pace (Registration No. 39,427)

Subject: Serial No. 09/767,050 - Colin D. Frank

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MESSAGE:

Enclosed herewith, please find a RESPONSE Office Action for filing in the below-identified application.

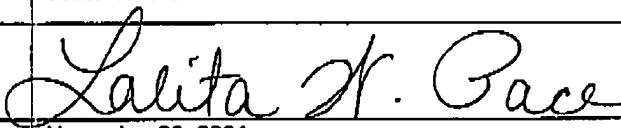
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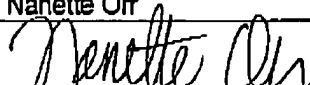
EXAMINER:	Ware, Cicely Q.
GROUP ART UNIT:	2634
SERIAL NO.:	09/767,050
FILED:	January 22, 2001
INVENTOR:	Colin D. Frank
ATTORNEY DOCKET NO.:	CE08703R

PTO/SB/21 (08-00)

TRANSMITTAL FORM (to be used for all correspondence after Initial filing)		Application Number	09/767,050
		Filing Date	January 22, 2001
		First Named Inventor	Colin D. Frank
		Group Art Unit	2834
		Examiner Name	Ware, Cicely Q.
Total Number of Pages in this Submission	4	Attorney Docket Number	CE08703R

ENCLOSURES		(check all that apply)
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input checked="" type="checkbox"/> Extension of time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-Related papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter with appropriate copies <input type="checkbox"/> Other Enclosure(s) (please identify below) <ul style="list-style-type: none"> <input type="checkbox"/> Response to Restriction Requirement <input type="checkbox"/> Associate Power of Attorney <input type="checkbox"/> RCE <input type="checkbox"/> Copy of Notice to File Missing Parts <input type="checkbox"/> Transmittal of Formal Drawings <input type="checkbox"/> Response to Notice of Non-Recordation of Document
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual	Lalita W. Pace	Registration No.	39,427
Signature			
Date	November 30, 2004		

CERTIFICATE OF TRANSMISSION	
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Typed or printed name	Nanette Orr
Signature	
Date	November 30, 2004

FEE TRANSMITTAL Patent fees are subject to annual revision		<i>Complete if Known</i>																																																																																																																																																							
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METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																							
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to: Deposit Account Number <u>50-2117</u> Deposit Account Name <u>Motorola, Inc.</u> <input checked="" type="checkbox"/> Charge Any Additional Fee required under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		3. ADDITIONAL FEES <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Large Entity</th><th>Fee</th><th>Small Entity</th><th>Fee</th><th>Fee Description</th></tr></thead><tbody><tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr><tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late Provisional filing</td></tr><tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td></tr><tr><td>1812</td><td>2520</td><td>1812</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr><tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr><tr><td>1805</td><td>1840*</td><td>1805</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr><tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for reply within first month</td></tr><tr><td>1252</td><td>420</td><td>2252</td><td>205</td><td>Extension for reply within second month</td></tr><tr><td>1253</td><td>930</td><td>2253</td><td>455</td><td>Extension for reply within third month</td></tr><tr><td>1254</td><td>1450</td><td>2254</td><td>725</td><td>Extension for reply within fourth month</td></tr><tr><td>1255</td><td>1970</td><td>2255</td><td>985</td><td>Extension for reply within fifth month</td></tr><tr><td>1401</td><td>320</td><td>2401</td><td>160</td><td>Notice of Appeal</td></tr><tr><td>1402</td><td>320</td><td>2402</td><td>160</td><td>Filing a brief in support of an appeal</td></tr><tr><td>1403</td><td>280</td><td>2403</td><td>140</td><td>Request for oral hearing</td></tr><tr><td>1451</td><td>1510</td><td>1451</td><td>1510</td><td>Petition to institute a public use proceeding</td></tr><tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive - unavoidable</td></tr><tr><td>1453</td><td>1300</td><td>2453</td><td>650</td><td>Petition to revive - unintentional</td></tr><tr><td>1501</td><td>1300</td><td>2501</td><td>650</td><td>Utility issue fee (or release)</td></tr><tr><td>1502</td><td>470</td><td>2502</td><td>235</td><td>Design issue fee</td></tr><tr><td>1503</td><td>630</td><td>2503</td><td>315</td><td>Plant issue fee</td></tr><tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td></tr><tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Processing fee under 37 CFR 1.17(g)</td></tr><tr><td>1808</td><td>180</td><td>1808</td><td>180</td><td>Submission of IDS</td></tr><tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td></tr><tr><td>1809</td><td>760</td><td>2809</td><td>375</td><td>Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr><tr><td>1810</td><td>750</td><td>2810</td><td>375</td><td>For each additional invention to be examined (37 CFR § 1.129(b))</td></tr><tr><td>1801</td><td>750</td><td>2801</td><td>375</td><td>Request for Continued Examination (RCE)</td></tr><tr><td>1802</td><td>900</td><td>1802</td><td>900</td><td>Request for expedited examination of a design application</td></tr><tr><td colspan="5">Other fee (specify) _____</td></tr></tbody></table>		Large Entity	Fee	Small Entity	Fee	Fee Description	1051	130	2051	65	Surcharge - late filing fee or oath	1052	50	2052	25	Surcharge - late Provisional filing	1053	130	1053	130	Non-English specification	1812	2520	1812	2520	For filing a request for ex parte Reexamination	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action	1251	110	2251	55	Extension for reply within first month	1252	420	2252	205	Extension for reply within second month	1253	930	2253	455	Extension for reply within third month	1254	1450	2254	725	Extension for reply within fourth month	1255	1970	2255	985	Extension for reply within fifth month	1401	320	2401	160	Notice of Appeal	1402	320	2402	160	Filing a brief in support of an appeal	1403	280	2403	140	Request for oral hearing	1451	1510	1451	1510	Petition to institute a public use proceeding	1452	110	2452	55	Petition to revive - unavoidable	1453	1300	2453	650	Petition to revive - unintentional	1501	1300	2501	650	Utility issue fee (or release)	1502	470	2502	235	Design issue fee	1503	630	2503	315	Plant issue fee	1460	130	1460	130	Petitions to the Commissioner	1807	50	1807	50	Processing fee under 37 CFR 1.17(g)	1808	180	1808	180	Submission of IDS	8021	40	8021	40	Recording each patent assignment per property (times number of properties)	1809	760	2809	375	Filing a submission after final rejection (37 CFR § 1.129(a))	1810	750	2810	375	For each additional invention to be examined (37 CFR § 1.129(b))	1801	750	2801	375	Request for Continued Examination (RCE)	1802	900	1802	900	Request for expedited examination of a design application	Other fee (specify) _____				
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Name (Print/Type)	Lalita W. Pace	Registration No.	39,427																																																																																																																																																						
Signature	<i>Lalita W. Pace</i>	Telephone	847-538-5855																																																																																																																																																						
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Amendment

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Frank, Colin, et al.

EXAMINER: Ware, Cicely

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SERIAL NO.: 09/767,050

GROUP: 2634

NOV 30 2004

FILED: JANUARY 22, 2001

CASE NO.: CE8703R

TITLED: MMSE RECEPTION OF DS-CDMA WITH TRANSMIT
DIVERSITY

Motorola, Inc.
Corporate Offices
1303 E. Algonquin Road
Schaumburg, IL 60196

November 21, 2004

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on <u>November 30, 2004</u>	<u>11/30/2004</u>
Motorola, Inc.	Date
Name of applicant, assignee, or Registered Representative	
<u>[Signature]</u>	
Signature	

AMENDMENT UNDER 37 C.F.R. § 1.111

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Responsive to the Office Action mailed June 1, 2004, Part of Paper No. 2,
and Examiner's comments with regard thereto, please enter the following
remarks in the above-entitled application, without prejudice or disclaimer.